

Atty. Dkt. No. 40923-0134US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: GOLDENBERG, DAVID M. *et al.*

Confirmation No. 8186

Appl. No. 10/672,278

Art Unit: 1645

Filing Date: September 29, 2003

Examiner: Unassigned

Title: CHIMERIC, HUMAN AND HUMANIZED ANTI-GRANULOCYTE
ANTIBODIES AND METHODS OF USE

PETITION UNDER 37 CFR 1.47(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

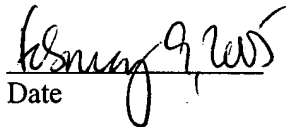
Sir:

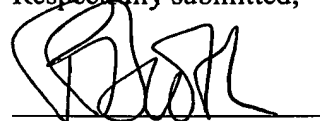
This petition requests that the captioned be accepted for prosecuted in the absence of an oath or declaration executed by inventor Shui-on Leung. Applicants attach herewith a Declaration describing facts regarding the attempts to contact inventor Leung and obtain an executed declaration from him.

Inventor Shui-on Leung's last known address is: Room 305, 40 Constitution Way, Porte Liberte, Jersey City, New Jersey, NJ 07930.

Please charge the requisite petition fee, as set forth in 37 C.F.R. § 1.17(h), to the undersigned's Deposit Account, No. 08-1641. If there are any other fees due with the filing of this Petition, please charge any and all such fees to Deposit Account No. 08-1641.

Respectfully submitted,


Date

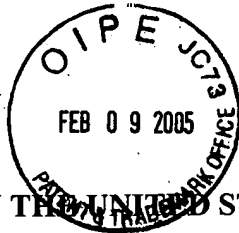


Paul M. Booth
Reg. No. 40,244
Customer No. 26633

HELLER, EHRMAN, WHITE & MCAULIFFE
1666 K Street, N.W., Suite 300
Washington, D.C. 20006
Tel: 202-912-2000
Fax: 202-912-2020

02/11/2005 MBEYENE1 00000079 081641 10672278

01 FC:1463 200.00 DA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No: 40923-0134US1

Applicant(s): David M. GOLDENBERG et al. Confirmation No.: 8186

Appl. No.: 10/672,278 Examiner: Unassigned

Filing Date: September 29, 2003 Art Unit: 1645

Title: CHIMERIC, HUMAN AND HUMANIZED ANTI-GRANULOCYTE
ANTIBODIES AND METHODS OF USE

DECLARATION OF PAUL M. BOOTH UNDER 37 C.F.R. § 1.47.

1. My name is Paul M. Booth.
2. I am an attorney at Heller Ehrman White & McAuliffe LLP ("Heller Ehrman").
3. I represent applicants in the above-captioned patent application ("the instant application").
4. A diligent effort was made to find, or reach, Inventor Shui-on Leung (also known as Shawn Leung), and a bona fide attempt made to present a copy of the application papers in the instant application (specification, including claims, drawings, and oath or declaration) to him for signature, as described below.
5. Ms. Tatiana Brener of Immunomedics, Inc., attempted to contact Inventor Leung via e:mail on August 25, 2004, requesting that he verify a facsimile number so that she could provide him with a copy of a Declaration and a Power of Attorney form in the above-referenced application. The e:mail was sent to Inventor Shui-on Leung's e:mail address at the Hong Kong Institute of Biotechnology, Ltd. (hereinafter "the Institute") where it was believed that Inventor Leung was then an employee. See e:mail correspondence from Ms. Brener to Inventor Shui-on Leung dated August 25, 2004. Ms. Brener also informed Inventor Shui-on Leung that she would attempt to contact him by phone if she did not receive a reply from him soon. The e:mail was

U.S. Serial No. 10/672,278

returned as undeliverable. *See* e:mail correspondence from Ms. Brenner to Inventor Shui-on Leung returned as undeliverable on August 25, 2004.

6. Ms. Brenner then contacted Walter Ho, the Managing Director of the Institute via e:mail requesting that Mr. Ho either forward her e:mail of August 25, 2004 to Inventor Leung, or to provide her with Inventor Leung's contact information. *See* e:mail correspondence from Ms. Brenner to Walter Ho dated August 26, 2004. Mr. Eidy Wong, Walter Ho's assistant responded on August 29, 2004, stating that Inventor Shui-on Leung had left the Institute in early 2003, but added that he had already forwarded Ms. Brenner's undeliverable e:mail of August 25, 2004 to Inventor Shui-on Leung's personal e:mail address. *See* e:mail correspondence from Eidy Wong to Ms. Brenner dated August 29, 2004.

7. Ms. Brenner obtained Inventor Shui-on Leung's address and phone number in the United States from a Switchboard/White Pages internet site. *See* e:mail correspondence from Walter Ho to Ms. Brenner dated August 29, 2004. Ms. Brenner sent a letter via U.S. Postal Service Certified Mail to Inventor Leung's address in Porte Liberte, Jersey City, New Jersey, requesting that he verify his current address so that she could mail him the application papers with regard to the above-referenced application. Ms. Brenner conveyed the urgency of the matter to Inventor. *See* letter from Ms. Brenner to Inventor Shui-on Leung dated August 26, 2004. This letter was returned to Ms. Brenner as "not deliverable as addressed." *See* U.S. Postal Service Certified Mail Receipt date stamped August 27, 2004.

8. Inventor Leung filed a United States Patent Application (published as 20030040606 that listed applicant's representative as Dr. Albert Chan of the Law Offices of

Albert Wai-kit Chan, LLC in Whitestone, New York. Ms. Brener then contacted Dr. Albert Chan. *See* e:mail of Tatiana Brener to Pamela Hall and Paul Booth, dated September 2, 2004. Inventor Shui-on Leung had also instructed Immunomedics on July 10, 2004, to forward any documents in a related patent application to the Law Offices of Albert Chan. *See* Letter from Inventor Shui-on Leung to Trish Merwin, dated July 10, 2004.

9. After speaking with an employee at the Law Office, Ms. Brener sent the application papers in the above-referenced application for Inventor Shui-on Leung to sign to the Law Offices of Albert Chan on September 2, 2004 via facsimile. As no response was received by September 7, 2004, Ms. Brener followed up with a phone call to the Law Offices, and subsequently sent an e:mail to Albert Chan on September 7, 2004, requesting that he review the application papers in the above-referenced application and have Inventor Leung execute them as soon as possible. *See* e:mail of Tatiana Brener to Albert Chan, dated September 7, 2004. However, after nearly a week, no response was received.

10. Ms. Brener then contacted Albert Chan's office on September 13, 2004, and September 15, 2004, and subsequently faxed the application papers in the above-referenced application to Albert Chan on September 15, 2004. *See* Copy of facsimile of Tatiana Brener to Albert Chan, dated September 15, 2004. On September 16, 2004, Ms. Brener sent a letter to Inventor Shui-on Leung, care of Albert Chan, enclosing the relevant application papers in the above-referenced application for Inventor Shui-on Leung to sign. *See* Letter from Tatiana Brener to Inventor Shui-on Leung, dated September 16, 2004.

11. Inventor Leung responded on September 24, 2004, requesting that he be provided with a copy of the above-referenced application to review for factual accuracies before he would sign the application papers. *See* Letter from Inventor Shui-on Leung to Tatiana Brenner, dated September 24, 2004. Inventor Leung did not provide a return address, but informed Ms. Brenner to send correspondence and related information to Albert Chan.

12. In response to Inventor Leung's letter, Ms. Brenner sent a copy of the above-referenced application, an Assignment, and a Power of Attorney to Inventor Shui-on Leung, care of Albert Chan, on September 27, 2004. *See* Letter from Tatiana Brenner to Inventor Shui-on Leung, dated September 27, 2004. No response was received from Inventor Shui-on Leung.

13. As a deadline to file the Declaration and Assignment in the above-referenced application was approaching, Ms. Brenner again sent a copy of the above-referenced application, an Assignment, and a Power of Attorney to Inventor Shui-on Leung, care of Albert Chan, on November 5, 2004. Ms. Brenner emphasized the urgency of the matter. *See* Letter from Tatiana Brenner to Inventor Shui-on Leung, dated November 5, 2004.

14. Inventor Leung responded on November 8, 2004 stating that Immunomedics should take care of any billing expenses being charged by Albert Chan, and that "this matter should be taken care of before he would spend any time on the issue." *See* Letter from Inventor Shui-on Leung to Tatiana Brenner, dated November 8, 2004. Inventor Shui-on Leung also demanded that he obtain "all documents of applications of which the factual accuracies had not been reviewed" by him "before he was asked to endorse in . . . [his] letter dated 24 September 2004." Inventor Shui-on Leung also stated that "[s]uch requests are all fair and proper requests

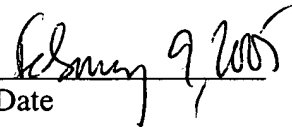
U.S. Serial No. 10/672,278

that should have been addressed before . . .[his] signatures were demanded." *Id.* Inventor Shui-on Leung also stated that no further correspondence was to be sent to Albert Chan., and that he would provide information as to where the mail should be delivered. *Id.* However, no return address was provided.


15. No further correspondence was received from Inventor Shui-on Leung concerning where future correspondence was to be delivered.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,


Date

HELLER, EHRMAN, WHITE & MCAULIFFE
1666 K Street, N.W., Suite 300
Washington, D.C. 20006
Tel: 202-912-2000
Fax: 202-912-2020


Paul M. Booth
Reg. No. 40,244
Customer No. 26633

DATE	ACTION
08/25/04	Received a request for Shawn Leung's signature from HEWM.
08/25/04	Obtained Mr. Leung's contact info from HR department.
08/25/04	Emailed Mr. Leung. Email came back undeliverable.
08/26/04	Obtained email address of the current Managing Director of Hong Kong Institute of Biotechnology via internet. Emailed Mr. Ho.
08/26/04	Obtained Mr. Leung's address and phone number listing on Switchboard/White Pages website.
08/26/04	Telephoned the number listed. The phone number's disconnected. Sent a registered letter to the address listed.
08/29/04	Mr. Ho's assistant Eidy replied. Eidy forwarded my message to Mr. Leung.
09/02/04	Exchanged emails with HEWM. Obtained address of Dr. Chan's law firm, which represented Mr. Leung. Telephoned Dr. Chan's office. Spoke to Farieza. Faxed the paperwork.
09/03/04	The letter sent to Mr. Leung came back marked "Not deliverable as addressed".
09/07/04	Called Dr. Chan's law office. Spoke to Farieza. Emailed Mr. Chan.
09/13/04	Called Dr. Chan's law office. Left a message for Farieza.
09/15/04	Called Dr. Chan's law office. Spoke to Farieza. Faxed paperwork again.
09/16/04	Sent a letter to Mr. Leung c/o Dr. Chan.
09/17/04	Called Dr. Chan's office. Left a message for Farieza.
09/20/04	Called Dr. Chan's office. Farieza confirmed that the paperwork was forwarded to Mr. Leung.
09/27/04	Received a reply from Mr. Leung. No signed paperwork enclosed. No return address provided.
09/27/04	Sent a letter to Mr. Leung c/o Dr. Chan enclosing a copy of the application.
11/05/04	Sent a letter to Mr. Leung c/o Dr. Chan via facsimile and regular mail. Followed up with a phone call. Farieza assured that the paperwork would be forwarded to Mr. Leung.
11/29/04	Received a reply from Mr. Leung. No signed paperwork enclosed. No return address provided.

Brener, Tatiana

From: Brener, Tatiana
Sent: Wednesday, August 25, 2004 2:59 PM
To: 'shawnleung@hkib.org.hk'
Subject: Your signature required for Immunomedics patent application.

Dear Mr. Leung,
I am contacting you on behalf of Dr. Goldenberg regarding the following matter. We have received a request from our attorney office for certain paperwork to be signed by you in connection with a patent application titled "Chimeric, Human and Humanized Anti-Granulocyte Antibodies and Methods of Use". Could you be so kind to verify your fax number so that I could fax you a Declaration and Power of Attorney as well as an Assignment with regard to the above-referenced patent. I would try to follow up with a phone call if I don't get a reply from you soon.
Email or call me if you have any questions or concerns.
Thank you very much,

Tatiana Brener
Immunomedics, Inc.
(p) (973) 605-8200 ext. 124
(f) (973) 605-8282
tbrener@Immunomedics.com

Brener, Tatiana

From: System Administrator
To: shawnleung@hkib.org.hk
Sent: Wednesday, August 25, 2004 8:48 PM
Subject: Undeliverable: Your signature required for Immunomedics patent application.

Your message did not reach some or all of the intended recipients.

Subject: Your signature required for Immunomedics patent application.
Sent: 8/25/04 2:59 PM

The following recipient(s) could not be reached:

shawnleung@hkib.org.hk on 8/25/04 8:48 PM
The e-mail account does not exist at the organization this message was sent to. Check the e-mail address, or contact the recipient directly to find out the correct address.
<ibt1.hkib.org.hk #5.1.1>

Brener, Tatiana

From: Brener, Tatiana
Sent: Thursday, August 26, 2004 9:16 AM
To: 'walter-ho@hkib.org.hk'
Cc: 'eidy@hkib.org.hk'
Subject: Your assistance needed in our search for Mr. Shawn Leung

Importance: High

Dear Mr. Ho,

I am contacting you on behalf Dr. Goldenberg, a president of Immunomedics Inc, a USA based biopharmaceutical company, where Mr. Shawn Leung (Shui-On Leung) was employed as a scientist and a researcher back in a year 2000. I have information that until recently he held a position of a Managing Director at Hong Kong Institute of Biotechnology. I've sent him an email in which I asked him to contact me regarding his signature as a co-inventor on a Immunomedics patent application. However, the email came back undeliverable. It is my understanding that you assumed his responsibility as a Managing Director. If you have any knowledge of Mr. Shawn Leung's current contact info, could you please be so kind to share it with us. If you don't feel comfortable doing this, please forward this email to Mr. Leung and let him contact me directly at his earliest convenience. If you don't have any info, please let me know so that I could continue my search. Your help is greatly appreciated.

Sincerely,

Tatiana Brener

Immunomedics, Inc.

(p) (973) 605-8200 ext. 124

(f) (973) 605-8282

tbrener@Immunomedics.com

Brener, Tatiana

From: Eidy Wong [eidy@hkib.org.hk]
Sent: Sunday, August 29, 2004 10:46 PM
To: Brener, Tatiana
Cc: Prof Walter Ho (IB)
Subject: RE: Your assistance needed in our search for Mr. Shawn Leung

Dear Tatiana,

Dr Leung has left the Institute early 2003 and has only left with us his personal email address. I have already forwarded your message to him via this email address. It is the only way that we could help you in passing your message to him. Hope you can get his reply soon.

Best regards,
Eidy

-----Original Message-----

From: Brener, Tatiana [mailto:tbrener@Immunomedics.com]
Sent: Thursday, August 26, 2004 9:16 PM
To: walter-ho@hkib.org.hk
Cc: eidy@hkib.org.hk
Subject: Your assistance needed in our search for Mr. Shawn Leung
Importance: High

Dear Mr. Ho,

I am contacting you on behalf Dr. Goldenberg, a president of Immunomedics Inc, a USA based biopharmaceutical company, where Mr. Shawn Leung (Shui-On Leung) was employed as a scientist and a researcher back in a year 2000. I have information that until recently he held a position of a Managing Director at Hong Kong Institute of Biotechnology. I've sent him an email in which I asked him to contact me regarding his signature as a co-inventor on a Immunomedics patent application. However, the email came back undeliverable. It is my understanding that you assumed his responsibility as a Managing Director. If you have any knowledge of Mr. Shawn Leung's current contact info, could you please be so kind to share it with us. If you don't feel comfortable doing this, please forward this email to Mr. Leung and let him contact me directly at his earliest convenience. If you don't have any info, please let me know so that I could continue my search. Your help is greatly appreciated.

Sincerely,

Tatiana Brener
Immunomedics, Inc.
(p) (973) 605-8200 ext. 124
(f) (973) 605-8282
tbrener@Immunomedics.com

Switchboard®
It's the Yellow Pages. *Electrified.™*

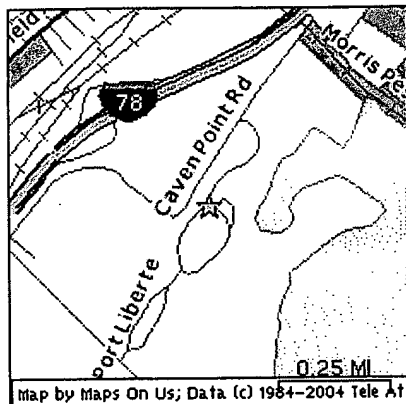
From 7.95

ADVANCED PEOPLE SEARCH

☐ People Search ☐ Background
☐ Property Search ☐ Criminal
☐ Reverse Lookup ☐ Civil

[FIND A BUSINESS](#) | [FIND A PERSON](#) | [SEARCH BY PHONE](#) | [WEB SEARCH](#) | [AREA & ZIP CODES](#) | [MAPS/DIRECTIONS](#)

[Bookmark this page](#)



Map by Maps On Us; Data (c) 1984-2004 Tele At
Use subject to [license agreement](#).

Shawn Leung

40 Constitution Way
Jersey City, NJ 07305-5431

(201) 536-1686
[Search for E-mail](#)

- [Update your listing](#)
- [Did you go to school with Shawn Leung](#)
- [Search Public Records for Shawn Leung](#)
- [Instant Background Check for Shawn Leung](#)

Local Maps

[Map of Jersey City](#) [Other locations](#) [Driving Directions](#)

[Enlarge Map](#)

Local Businesses around Jersey City, NJ

Most Popular Categories - [Attorneys](#) [Hotels](#) [Florists](#) [Restaurants](#)

Automotive

[Dealers](#) | [Gas Stations](#) | [Parts](#) | [Repair and Service](#) | [more...](#)

Community & Education

[Government](#) | [Libraries](#) | [Religion](#) | [Schools](#) | [more...](#)

Computer & Electronics

[Computer Stores](#) | [Computer Repair](#) | [Internet Service Providers](#) | [more...](#)

Entertainment

[Bars/Nightclubs](#) | [Museums](#) | [Live Theater](#) | [Movie Theaters](#) | [more...](#)

Family Services

[Day Care](#) | [Funeral Services](#) | [Pets](#) | [more...](#)

Food & Dining

[Grocery Stores](#) | [Restaurants](#) | [more...](#)

Health & Fitness

[Dentists](#) | [Doctors](#) | [Hospitals](#) | [Pharmacies](#) | [more...](#)

Home & Gardening

[Hardware & Tools](#) | [Home Centers](#) | [Lawn & Garden](#) | [Repair & Improvement](#) | [more...](#)

Legal & Finance

[Attorneys](#) | [Banks](#) | [Insurance](#) | [Investments](#) | [more...](#)

Personal Care

[Beauty Salons](#) | [Manicuring](#) | [Massage Therapists](#) | [more...](#)

Real Estate

[Apartments](#) | [Real Estate](#) | [Vacation Rentals](#) | [more...](#)

Shopping

[Florists](#) | [Book Stores](#) | [Computer Stores](#) | [more...](#)

Sports & Recreation

[P](#)
[S](#)
[Pow](#)
[Sh](#)
[Leu](#)

[U](#)
[F](#)
[Lo](#)
[Cri](#)
[Ad](#)
[Unli](#)
[Re](#)
[Pri](#)
[Pu](#)
[Bac](#)



[A d](#)
[P](#)
[S](#)



IMMUNOMEDICS, INC.

300 American Road, Morris Plains, New Jersey 07950

August 26, 2004

Mr. Shawn Leung
Room 305
40 Constitution Way
Porte Liberte
Jersey City, NJ 07930

Dear Mr. Leung

I am contacting you on behalf of Dr. Goldenberg regarding the following matter. We have received a request from our attorney office for certain paperwork to be signed by you as a co-inventor in connection with a patent application.

Could you be so kind to verify your current address so that I could mail you a Declaration and Power of Attorney as well as an Assignment with regard to the above-referenced application. If you have a fax number, I will gladly fax the paperwork to you. This matter is urgent and has a deadline, so please respond as soon as possible.

My phone number is (973) 605-8200 ext 124, and my email address is tbrener@immunomedics.com. Thank you very much for your cooperation.

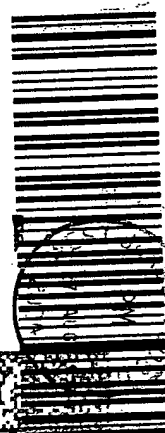
Sincerely

Tatiana Brener

tb

IMMUNOMEDICS, INC.

300 American Road, Morris Plains, New Jersey 07950



7003 3110 0006 0100

UNITED STATES POSTAGE
02 1A
0004330003 AUG 27 2004
\$07.90
MAILED FROM ZIP CODE 07950

[Handwritten signature]

Mr. Shawn Leung
Room 305

☐ A ☐ INSUFFICIENT ADDRESS
☐ C ☐ ATTEMPTED NOT KNOWN
☒ S ☐ NO SUCH NUMBER/STREET
UNABLE TO DELIVERABLE AS ADDRESSED
☐ OTHER

RTS
RETURN TO SENDER

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 3.35
Certified Fee	
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 7.90

Postmark
Here

Sent To Mr. Shawn Leung
Room 305
 Street, Apt. No., or PO Box No. 10 Constitution Way
 City, State, ZIP+4 Jersey City, NJ 07930

PS Form 3800, June 2002 See Reverse for Instructions

6860 0070 9000 07TE E002

Brener, Tatiana

From: Hall, Pamela [PHall@HEWM.com]
Sent: Thursday, September 02, 2004 4:25 PM
To: Brener, Tatiana
Subject: RE: Your Ref.: IMM192

Yes.

-----Original Message-----

From: Brener, Tatiana [mailto:tbrener@Immunomedics.com]
Sent: Thursday, September 02, 2004 4:23 PM
To: Hall, Pamela
Cc: Booth, Paul M.
Subject: RE: Your Ref.: IMM192

Pam,
Just spoke to them. It's OK if I fax them all paperwork, right?

[Brener, Tatiana] -----Original Message-----

From: Booth, Paul M. [mailto:PBooth@HEWM.com]
Sent: Thursday, September 02, 2004 4:05 PM
To: Hall, Pamela
Cc: Brener, Tatiana
Subject: RE: Your Ref.: IMM192

Chan, Albert
Law Offices Of Albert Wai-kit Chan LLC
141-07 20th Ave Ste 604
World Plaza
Whitestone NY US 11357
718-357-8836
36479

-----Original Message-----

From: Hall, Pamela
Sent: Thursday, September 02, 2004 3:56 PM
To: Booth, Paul M.
Subject: FW: Your Ref.: IMM192

? Your thoughts?

-----Original Message-----

From: Brener, Tatiana [mailto:tbrener@Immunomedics.com]
Sent: Thursday, September 02, 2004 3:45 PM
To: Hall, Pamela
Subject: RE: Your Ref.: IMM192

Pam,

The only # that comes up under that attorney's name (Albert Wai-Kit Chan) is a law firm Yi Cho & Brunstein, LLC in the Empire State Building, NYC. There are no phone listings for the address on the Leung' patent application. I placed a phone call to Yi Cho and was told Mr. Chan is a counsel there, and he is not in. There is no any other # he can be reached at. I left a message with a secretary. Hopefully, he will call back. Meanwhile, I'm going to mail a letter to both addresses. Should I include the paperwork for Leung's

signature? Since we don't have much time, do you think if Heller Ehrman could send a letter too, we could double our chances of getting Leung's signature? Let me know.

-----Original Message-----

From: Hall, Pamela [mailto:PHall@HEWM.com]
Sent: Thursday, September 02, 2004 2:33 PM
To: Brener, Tatiana
Cc: Booth, Paul M.
Subject: RE: Your Ref.: IMM192

Wow! You've been doing some tracking :-)))

I talked to Paul and he suggested you contact the law firm that is representing him with his other patent and tell them that we need Leung to sign an Assignment for a patent he was working on while under the employment of Immunomedics.

-----Original Message-----

From: Brener, Tatiana [mailto:tbrener@Immunomedics.com]
Sent: Thursday, September 02, 2004 12:56 PM
To: Hall, Pamela
Subject: RE: Your Ref.: IMM192

Hi Pam,

I was going to email you on that tomorrow. I haven't heard from him yet. On August 27 (last Friday) I sent a registered letter to the address Paul gave us, asking Mr. Leung to contact me asap, however, I haven't even received a return receipt yet. I checked "white pages", and there was a phone # listed for him at that address, which appears to be disconnected. I also emailed the current managing director at Hong Kong Institute of Biotechnology. His secretary replied that Mr. Leung left the Institute early in 2003, and they have his personal email address only. She forwarded my message to that address. Looks like Mr. Leung doesn't want to cooperate. I don't know any other way to contact him. Except, maybe, just physically go there and knock on the door, which sounds crazy. What do you suggest we do?
P.S. From Heller Ehrman recent correspondence, and noticed that there is a law firm that handles Mr. Leung's patents. Should we contact them?

-----Original Message-----

From: Hall, Pamela [mailto:PHall@HEWM.com]
Sent: Thursday, September 02, 2004 11:56 AM
To: Brener, Tatiana
Cc: Booth, Paul M.
Subject: FW: Your Ref.: IMM192

Hi Tatiana - have you had any luck in contacting Leung based on the information Paul gave us?

-----Original Message-----

From: Booth, Paul M.
Sent: Thursday, August 26, 2004 10:43 AM
To: Hall, Pamela; 'Brener, Tatiana'
Subject: RE: Your Ref.: IMM192

Leung is not in Hong Kong, he is back in New Jersey. His address is

Room 305, 40 Constitution Way, Porte Liberte, Jersey City, NJ 07930

-----Original Message-----

From: Hall, Pamela
Sent: Thursday, August 26, 2004 8:51 AM
To: 'Brener, Tatiana'
Cc: Booth, Paul M.
Subject: RE: Your Ref.: IMM192

Good morning. No, he can only sign. If we cannot locate him there is a Petition we can file with the Court informing them of the situation and that we can not locate him but a bona fide attempt has to be made to contact him. Let me know what you come up with and if we can't reach him I will prepare the Petition. Thank you Tatiana for all your efforts. Pam

-----Original Message-----

From: Brener, Tatiana
[mailto:tbrener@Immunomedics.com]
Sent: Thursday, August 26, 2004 8:40 AM
To: Hall, Pamela
Subject: RE: Your Ref.: IMM192

Good Morning Pam,
Unfortunately, the email I sent to Mr. Leung came back undeliverable. I assume he is no longer with that company. I am trying to get any other info, however, in case I won't succeed, can somebody else sign on his behalf?
Thank you.
Tatiana.

-----Original Message-----

From: Hall, Pamela [mailto:PHall@HEWM.com]
Sent: Wednesday, August 25, 2004 4:48 PM
To: Brener, Tatiana
Subject: RE: Your Ref.: IMM192

Thank you Tatiana - The documents are due September 9 but we can extend the due date if necessary.

-----Original Message-----

From: Brener, Tatiana
[mailto:tbrener@Immunomedics.com]
Sent: Wednesday, August 25, 2004 4:10 PM
To: Hall, Pamela
Subject: RE: Your Ref.: IMM192

Pam,
I can type in the address myself after I confirm it with Mr. Leung; it is no big deal. My most concern is to reach him in Hong Kong. I'm not sure how recent his contact info is. Plus with the time difference it will be a problem to get him on the phone (I have his business phone only). If I do get

in touch with him, I will fax or email him all the paperwork and have him fax it back with his signature on it asap. What is the due date on it? The only way to get his original signature is to have him mail back the paperwork, and it might take more than a week. If he just faxes it, I will refax or email (as pdf file) it to you right away.

-----Original Message-----

From: Hall, Pamela
[mailto:PHall@HEWM.com]
Sent: Wednesday, August 25, 2004 3:51 PM
To: Brener, Tatiana
Subject: RE: Your Ref.: IMM192

I did not type his address on the Declaration and Power of Attorney because I did not have it. If you give me his address I can type it in the form and forward it back to you. We need his signature. After he signs, the documents can be faxed back to me for filing and you can mail the originals.

-----Original Message-----

From: Brener, Tatiana
[mailto:tbrener@Immunomedic]
Sent: Wednesday, August 25, 2004 2:42 PM
To: Hall, Pamela
Subject: RE: Your Ref.: IMM192

Hi Pam,
I have received your voicemail as well as documents to sign. I obtained Mr. Leung's contact info from HR department and will contact him today by email at his Hong Kong office. Do you need his original signature or a faxed copy is fine? Also, do you require all the signatures or just Mr. Leung's? Can somebody else sign on his behalf in case I won't be able to get hold of him?
Email or call me if you have any questions or concerns.
Tatiana.

-----Original Message-----

From: Hall, Pamela

[mailto:PHall@HEWM.com]
Sent: Wednesday, August
25, 2004 1:55 PM
To: Brener, Tatiana
Cc: Booth, Paul M.; Stiles,
Shana
Subject: Your Ref.: IMM192

U.S. Patent
Application No.
10/672,278
(GOLDENBERG et
al.)
Our Ref.: 40923-
0134US1; F & L Ref.
No. 18733-1267

Dear Ms. Brener:

Further to my
telephone call to you
today, I have attached
a Declaration and
Power of Attorney and
Assignment with
regard to the above-
referenced
application. We are in
receipt of an
additional Notice to
File Missing Parts
from the Patent Office
requesting inventor
Leung's signature on
the Declaration and
Power of Attorney (he
was not accessible at
the time of the initial
signing). Paul Booth
has informed me that
Immunomedics is
now able to contact
inventor Leung. We
will need his signature
on the attached
documents so that we
may continue to
prosecute this
application. Could
you please call me to
discuss this at your
earliest convenience.
Thank you.

<<0134US1
assignment.DOC>>
<<0134US1 -
declaration and power

of attorney.DOC>>
Pamela D. Hall | U.S.
Patent Coordinator |
HellerEhrman |
1666 K Street, NW,
Suite 300 |
Washington, D.C.
20006
tel: 202.912.2198 |
fax: 202.912.2020 |
email:
PHall@hewm.com |
web: www.hewm.com
Heller Ehrman White &
McAuliffe LLP

The information contained in this email message may be privileged, confidential and protected from disclosure. If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited. If you think that you have received this email message in error, please notify the sender by reply email and delete the message and any attachments.

The information contained in this email message may be privileged, confidential and protected from disclosure. If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited. If you think that you have received this email message in error, please notify the sender by

reply email and delete the message and any attachments.

The information contained in this email message may be privileged, confidential and protected from disclosure. If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited. If you think that you have received this email message in error, please notify the sender by reply email and delete the message and any attachments.

The information contained in this email message may be privileged, confidential and protected from disclosure. If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited. If you think that you have received this email message in error, please notify the sender by reply email and delete the message and any attachments.

The information contained in this email message may be privileged, confidential and protected from disclosure. If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited. If you think that you have received this email message in error, please notify the sender by reply email and delete the message and any attachments.

The information contained in this email message may be privileged, confidential and protected from disclosure. If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited. If you think that you have received this email message in error, please notify the sender by reply email and delete the message and any attachments.

The information contained in this email message may be privileged, confidential and protected from disclosure. If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited. If you think that you have received this email message in error, please notify the sender by reply email and delete the message and any attachments.

IMMUNOMEDICS, INC

JOB #011

DATE	TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS
001 9/02	4:45P	7183578615	EC--S	00' 55"	007	OK

IMMUNOMEDICS, INC.

FACSIMILE TRANSMITTAL FORM

TO:	Farieza	FAX #:	(718) 357-8615
COMPANY:	Law Offices of Albert Chan	DATE:	September 2, 2004
FROM:	Tatiana Brener	# OF PAGES:	7 (including this page)
RE:	Mr. Leung's signature		

MESSAGE: As per our telephone conversation, attached is the paperwork Mr. Leung needs to sign regarding a patent he was working on during his employment at Immunomedics Inc. Please have Mr. Leung execute the attached documents and return them to us as soon as possible. If you have any questions or concerns regarding this matter, do not hesitate to call me. Thank you very much.

Immunomedics, Inc.
300 American Road
Morris Plains, New Jersey 07950
<http://www.immunomedics.com>

Tel: (973) 605-8200
Fax: (973) 605-8282

CONFIDENTIALITY NOTE:

The information contained in this transmission is privileged and confidential. It is intended only for the use of the individual named above and others who have been specifically authorized to receive it. If the person receiving this transmission is not the intended recipient, you are hereby notified that any distribution, review, use, or copying of this communication is strictly prohibited.

If there are any problems with this transmission or if you have received this message in error, please notify us immediately.

Thank you.

Brener, Tatiana

From: Brener, Tatiana
Sent: Tuesday, September 07, 2004 2:46 PM
To: 'kitchenlaw@aol.com'
Subject: Mr. Leung's signature needed for Immunomedics patent application.

Importance: High
Sensitivity: Confidential

Dear Mr. Chan,
It is my understanding that you represent Mr. Shawn Leung (Shui-On Leung) in connection with his patent application. I've been trying to contact Mr. Leung directly with regard to his signature on the patent application he was working on during his employment at Immunomedics Inc. As my attempts have been unsuccessful, I contacted your office in Whitestone. After speaking with Farieza on September 2, I faxed all paperwork to your office and was assured it would be taken care of. On September 7 I followed up with a phone call, and, apparently, no action was taken toward obtaining Mr. Leung's signature.
Please, review the attached documents and have Mr. Leung execute them as soon as possible. If you have any questions or concerns regarding this matter, do not hesitate to call me.
Thank you,

Tatiana Brener
Immunomedics, Inc.
(p) (973) 605-8200 ext. 124
(f) (973) 605-8282
tbrener@Immunomedics.com



0134US1

assignment.DOC



0134US1 -

declaration and powe

IMMUNOMEDICS, INC

JOB #176

	DATE	TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS
001	9/15	5:00P	7183578615	EC--S	01' 02"	008	OK

**IMMUNOMEDICS, INC.****FACSIMILE TRANSMITTAL FORM**

TO: Farieza FAX #: (718) 357-8615
COMPANY: Law Offices of Albert Wai-Kit Chan DATE: September 15, 2004
FROM: Tatiana Brener # OF PAGES: 8
(including this page)
RE: Mr. Leung's signature

MESSAGE: As per our telephone conversation, attached is a letter we received from Mr. Leung regarding his signature on a different Immunomedics Inc. patent application. As you can see, in his letter Mr. Leung instructs that we contact your office in case we need to get in touch with him on any patent issues.

I would like to ask you to please forward the paperwork to him at your earliest convenience. I will also follow up with a regular letter addressed to Mr. Leung care of Mr. Chan's Law Firm. I would greatly appreciate it if you could assist me in this matter.

Thank you.

Immunomedics, Inc.
300 American Road
Morris Plains, New Jersey 07950
<http://www.immunomedics.com>

Tel: (973) 605-8200
Fax: (973) 605-8282

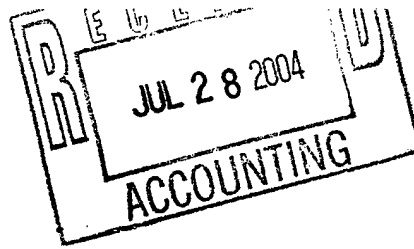
CONFIDENTIALITY NOTE:

The information contained in this transmission is privileged and confidential. It is intended only for the use of the individual named above and others who have been specifically authorized to receive it. If the person receiving this transmission is not the intended recipient, you are hereby notified that any distribution, review, use, or copying of this communication is strictly prohibited.

If there are any problems with this transmission or if you have received this message in error, please notify us immediately.

Thank you.

Trish Merwin,
300 American Road
Morris Plains NJ 07950



July 10, 2004

Re: US Patent Application "Internalizing Anti-CD74 Antibodies and Methods of Use"

Dear Trish,

Attached please find the signed A&A.

Please send me a copy of the captioned application for record purpose. And in subsequent events, I would appreciate the opportunity to review the documents/applications before signing any POAs or other legal documents. Since I am traveling frequently, all related documents can be forwarded to Dr. Kit Chan at his office [Dr. Kit Chan, Law Office of Albert Wai-kit Chan, LLC; World Plaza; Suite 604; 141-07; 20th Avenue; Whitestone NY 11357]. Dr. Chan is a personal friend of mine, and he is kind enough to promise holding mails for me. I will contact him every now and then to check on messages. Let me know if there should be anything I can be of assistance to you.

Please also send my regards to Dr. Goldenberg.

Shawn Leung



IMMUNOMEDICS®, INC.

300 American Road, Morris Plains, New Jersey 07950

July 1, 2004

VIA CERTIFIED MAIL/
RETURN RECEIPT REQUESTED

Shawn Leung
c/o Law Firm of Albert Wai-Kit Chan
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, NY 11357

Re: U.S. Patent Application of Hans J. Hansen et al.
"Internationalizing Anti-CD-74 Antibodies and
Methods of Use
Application No.: 10/377,122
Our Ref. No.: IMM 171

Dear Shawn,

In accordance with the terms of your Employment Agreement with Immunomedics, Inc., you agreed to sign any necessary documents that you were involved in at one point during your employment with us. Please note that our patent attorneys are requesting the signatures of you, Dr. Goldenberg, Timothy Q_u and Hans Hansen on the enclosed Assignment and Agreement with regard to the above referenced CD-74 patent application.

Please sign and date where indicated and return a copy to my attention via facsimile at (973) 605-8282 as soon as possible, as well as putting the original in the regular mail again to my attention.

If you should have any questions, please do not hesitate to call me at (973) 605-8200, ext. 263.

Sincerely,



Trish Merwin
Finance & Investor Relations Coordinator

/pam
Enclosure



IMMUNOMEDICS®, INC.

300 American Road, Morris Plains, New Jersey 07950

September 16, 2004

Shawn Leung
c/o Law Firm Of Albert Wai-Kit Chan
World Plaza, Suit 604
141-07 20th Avenue
Whitestone, NY 11357

Re: US Patent Application No. 10/672,278 in the name of Immunomedics Inc.
"Chimeric, Human and Humanized Anti-Granulocyte Antibodies and Methods
of Use"
Our Ref.: IMM 192

Dear Mr. Leung

We received a request from our attorney office for certain paperwork to be signed by you in connection with a patent application you were working on during your employment at Immunomedics Inc. I noted from the previous correspondence that you may be reached through Mr. Chan, an attorney and your personal friend.

At this time, I would like to ask Mr. Chan to forward to you an Agreement and Assignment as well as the Power of Attorney for the above-referenced application. Please sign the documents at your earliest convenience and return them to my attention.

In your letter you asked that a copy of an application be enclosed for your review before signing any legal documents. As this application is very lengthy and confidential, I cannot enclose it at this time. However, I would gladly send one to you after you acknowledge the receipt of this letter and instruct me to do so.

If you have any questions or concerns regarding this matter, do not hesitate to contact me via email at tbrener@immunomedics.com or by phone at (973) 605-8200 ext 124.
Thank you for your cooperation.

Sincerely

Tatiana Brener

Enclosures

cc: Albert Wai-Kit Chan

September 24, 2004

Tatiana Brenner
300 American Road
Morris Plains NJ 07950
United States of America

Dear Ms Brenner,

Re: A letter from Tatiana Brenner dated September 16, 2004.

My friend Dr. Chan finally got a hold of me and relayed your letter dated September 16, 2004 to my attention. Despite the fact that I am moving between places, I will, as always, try my best to cooperate with Immunomedics, Inc. (the Company) in resolving problems that might arise. Regarding the captioned issue, I hereby instruct you to send me a copy of the US Patent Application (10/672,278) so that I can review the factual accuracies before my processing of the requested documents.

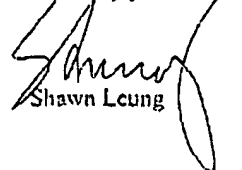
That also reminds me of the fact that there are at least several similar Patent Applications the copies of which I don't recall having. Please see to it copies of these previously processed applications be forwarded to me for record purposes. I appreciate your help in these matters.

As mentioned in the letter dated July 10, 2004 to your Ms Mervin, correspondence and related information can be sent to my friend Dr. Chan for holding purpose. I will try to contact him every now and then to let him know where to send information. However, I would like to point out that Dr. Chan is not obligated to relay and hold messages for the Company, and he is doing this as a personal favor to me. It would therefore be unfair to expect him to absorb the expenses incurred for handling and forwarding the mails from the Company, and I will tell him to bill the Company for such expenses. Please kindly attend to it.

On another note, my friend also informed me that there are "some lawyers" representing the Company who are looking for me. Please explain to them my situation, and make sure subsequent enquiries will be worked through your office.

Please send my warmest regards to Dr. Goldenberg

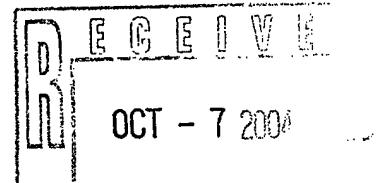
Sincerely yours,



Shawn Leung

CC. Dr. Goldenberg

September 24, 2004



Tatiana Brener
300 American Road
Morris Plains NJ 07950
United States of America

Dear Ms Brener,

Re: A letter from Tatiana Brener dated September 16, 2004.

My friend Dr. Chan finally got a hold of me and relayed your letter dated September 16, 2004 to my attention. Despite the fact that I am moving between places, I will, as always, try my best to cooperate with Immunomedics, Inc. (the Company) in resolving problems that might arise. Regarding the captioned issue, I hereby instruct you to send me a copy of the US Patent Application (10/672,278) so that I can review the factual accuracies before my processing of the requested documents.

That also reminds me of the fact that there are at least several similar Patent Applications the copies of which I don't recall having. Please see to it copies of these previously processed applications be forwarded to me for record purposes. I appreciate your help in these matters.

As mentioned in the letter dated July 10, 2004 to your Ms Merwin, correspondence and related information can be sent to my friend Dr. Chan for holding purpose. I will try to contact him every now and then to let him know where to send information. However, I would like to point out that Dr. Chan is not obligated to relay and hold messages for the Company, and he is doing this as a personal favor to me. It would therefore be unfair to expect him to absorb the expenses incurred for handling and forwarding the mails from the Company, and I will tell him to bill the Company for such expenses. Please kindly attend to it.

On another note, my friend also informed me that there are "some lawyers" representing the Company who are looking for me. Please explain to them my situation, and make sure subsequent enquiries will be worked through your office.

Please send my warmest regards to Dr. Goldenberg

Sincerely yours,

A handwritten signature in black ink, appearing to read "Shawn Leung". The signature is stylized with a large, sweeping "S" and a long, curved line extending from the end. Below the signature, the name "Shawn Leung" is printed in a small, sans-serif font.

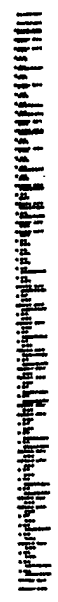
CC. Dr. Goldenberg



MS TATIANA BRENER
300 AMERICAN ROAD
MORRIS PLAINS NJ 07950

USA
美国

57 956 + 2465 13





IMMUNOMEDICS®, INC.

300 American Road, Morris Plains, New Jersey 07950

September 27, 2004

Mr. Shawn Leung
c/o Law Offices Of Albert Wai-Kit Chan
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, NY 11357

Re: US Patent Application No. 10/672,278 in the name of Immunomedics Inc.
"Chimeric, Human and Humanized Anti-Granulocyte Antibodies and Methods
of Use"
Our Ref.: IMM 192

Dear Mr. Leung

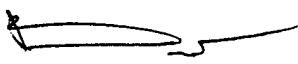

As you requested, attached please find a copy of the US Patent Application No. 10/672,278. After your review of the application, please sign the Assignment as well as the Power of Attorney and forward the documents to me as soon as possible.

As to the costs of holding and forwarding correspondence addressed to you, we would like to have an idea on how much the charges will be.

As always, if you have any questions or concerns regarding this matter, do not hesitate to contact me via email at tbrener@immunomedics.com or by phone at (973) 605-8200 ext 124.

Thank you for your cooperation.

Sincerely



Tatiana Brener

Enclosures

cc: Albert Wai-Kit Chan

IMMUNOMEDICS, INC

JOB #874

DATE	TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS
001 11/05	9:57A	7183578615	EC--S	00' 15"	002	OK

IMMUNOMEDICS, INC.

FACSIMILE TRANSMITTAL FORM

TO:	Dr. Chan/Farieza	FAX #:	(718) 357-8615
COMPANY:	Law Offices of Albert Wai-Kit Chan	DATE:	November 5, 2004
FROM:	Tatiana Brener	# OF PAGES:	2 (including this page)

RE: A letter to Mr. Leung

MESSAGE: Please see a letter attached.

Thank you.

Immunomedics, Inc.
300 American Road
Morris Plains, New Jersey 07950
<http://www.immunomedics.com>

Tel: (973) 605-8200
Fax: (973) 605-8282

CONFIDENTIALITY NOTE:

The information contained in this transmission is privileged and confidential. It is intended only for the use of the individual named above and others who have been specifically authorized to receive it. If the person receiving this transmission is not the intended recipient, you are hereby notified that any distribution, review, use, or copying of this communication is strictly prohibited.

If there are any problems with this transmission or if you have received this message in error, please notify us immediately.

Thank you.



IMMUNOMEDICS, INC.

300 American Road, Morris Plains, New Jersey 07950

November 5, 2004

Via Facsimile and Regular Mail

Mr. Shawn Leung
c/o Law Offices of Albert Wai-Kit Chan
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, NY 11357

Re: US Patent Application No. 10/672,278 in the name of Immunomedics Inc.
"Chimeric, Human and Humanized Anti-Granulocyte Antibodies and Methods
of Use"
Our Ref.: IMM 192

Dear Mr. Leung

I would like to follow up on my letter of September 27, 2004. As we are approaching another extension date for the above-referenced application, I would like to inquire about the status of the paperwork that I have sent you.

I hope you have had sufficient time to review the application and will be forwarding the signed documents very soon. Please advise me if there is anything that causes a delay or a problem in signing this paperwork.

Again, I would like to ask Mr. Chan to bring this letter to your attention as soon as possible. I understand that Dr. Chan is not obligated to forward correspondence to you, I will, however, continue sending inquiries to Dr. Chan's law firm, since there is no other way for us to contact you directly.

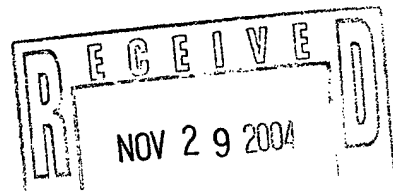
As always, if you have any questions or concerns regarding this matter, do not hesitate to contact me via email at tbrener@immunomedics.com or by phone at (973) 605-8200 ext 124.

Thank you for your cooperation.

Sincerely

Tatiana Brener

cc: Albert Wai-Kit Chan



November 8, 2004

Tatiana Brener
300 American Road
Morris Plains NJ 07950
United States of America

Dear Ms Brener,

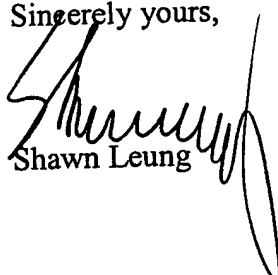
Re: US Patent Application (10/672,278).

I have received the information regarding the captioned application by mail just recently. It appears that Dr. Chan is billing me for the expenses. As I have made it clear that Immunomedics, Inc. (the Company) should pay for all the expenses incurred (time and money) related to the application, I would like to see that this matter is being taken care of before I would spend any time on the issue.

As explained in my previous letters to you and Dr. Goldenberg, I have other undertakings to attend to, and cannot afford to use my personal time and money to finance the activities of the Company. However, I would, as always, endeavor to cooperate with the Company.

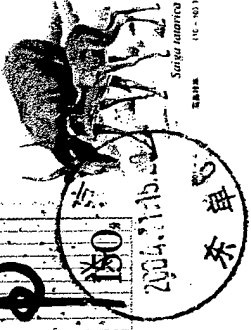
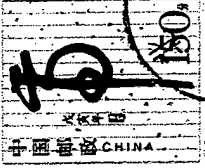
I have also made another request to obtain all documents of applications of which the factual accuracies had not been reviewed by me before I was asked to endorse in my letter to you dated 24 September 2004. Such requests are all fair and proper requests that should have been addressed before my signatures were demanded. I will give you information as to where the mail should be delivered. Please DO NOT send anything to Dr. Chan.

Sincerely yours,

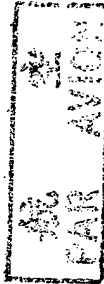

Shawn Leung

CC. Dr. Goldenberg

中国邮政
CHINA
5.40元



Ms Tatiana Brener
300 AMERICAN ROAD
MORRIS PLAINS NJ 07950
USA



07950+2460 13

